

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA**

United States of America,

vs.

Plaintiff,

Case No.: 23-cr-00235-GKF-3

Date: 10/22/2024

Court Time: 12:21 p.m. to 12:40 p.m.

Nicholas Lawrence Guilfoyle,

Defendant(s).

**MINUTE SHEET - SENTENCING**

Gustavo A Gelpi, Jr, U.S. District Judge

L. Lewis, Deputy Clerk

Leslie Ruiz, Reporter

Crt Rm 4

Counsel for Plaintiff: Atilla Bogdan

Counsel for Defendant: Stephen G Layman

Appt.

Probation Officer: Logan Harrison

Interpreter:

☐ sworn; ☒ N/A☒ Defendant appears in person with counsel☒ Plaintiff & Defendant reviewed PSI: ☐ Objs by: ☐ Pltf ☐ Deft; ☒ No Objs; ☒ Court adopts/accepts☒ 18:3553 Findings re: PSI/Sentence made; ☒ Findings re: Plea Agreement Accepted☒ Court affirms finding of guilt and accepts guilty plea before U.S. Magistrate Judge☒ Sentence re: Guideline; ☒ Findings made; ☒ Departure: ☐ Variance: ☐ Upward ☒ Downward☒ Defendant and counsel asked if they care to say anything before sentence is pronounced, and no cause to the contrary being shown☒ Motion [Dkt. 65]: ☒ Granted ☐ Denied ☐ Granted/Denied in part ☐ Moot**SENTENCE: As to Count(s) 5 of the Indictment :**☒ Bureau of Prison for a term of 70 months ☐ Concurrent ☐ Consecutive ☐ Not Imposed☒ Supervised Release for term of 3 years ☐ Concurrent ☐ Consecutive ☐ Not Imposed☒ Fine: \$ ☐ With Interest ☐ Interest Waived ☒ Not Imposed☒ Special Monetary Assessment \$ 100 ☒ Due Immediately ☐ As Directed**STANDARD CONDITIONS as previously adopted by this court including the following additional conditions:**☒ Firearm, Ammunition, et al Restriction☒ DNA Sample☒ Controlled Substances Restriction☒ Drug Testing ☐ Drug Testing Suspended☐ Alcohol Abstinence☐ Anger Management☐ Community Confinement - \_\_\_\_\_ months☐ Community Service - \_\_\_\_\_ hours☐ Computer Restriction☐ Curfew - \_\_\_\_\_ months\*☐ Domestic Violence Program☐ Financial☐ Gambling; ☐ to include treatment☐ Home Detention Condition - \_\_\_\_\_ months\*☐ Immigration☒ Mental health ☐ to include treatment☐ No contact with Victim☒ Search & Seizure☐ Sex Offender - Paragraphs \_\_\_\_\_☐ Sober Living☒ Substance Abuse Treatment & Testing☐ Workforce Development\*Entire cost of the electronic monitoring shall be paid by: ☐ Prob ☐ Deft☒ Defendant advised of right to appeal

Court recommends to BOP:

☐ Appeal affidavit required☒ Designate a facility located in or near: Closest facility to Tulsa, OK☐ Maximum Security Facility where Incoming and Outgoing Mail is monitored☒ Residential Drug Abuse Treatment ☐ Mental/Medical Evaluation☐ Most comprehensive substance abuse treatment available☐ Other: \_\_\_\_\_☒ Remaining counts ordered dismissed: None as to this Defendant☒ Defendant remanded to custody of U.S. Marshal**Additional Minutes:** Discussion held regarding Government's Motion (Docket No. 65); Defendant states on the record he will not be appealing his sentence.